

RESOLUTION NUMBER R- 303186

DATE OF FINAL PASSAGE NOV 20 2007

WHEREAS, San Diego Municipal Code section 125.1010(c) et seq. provides for the summary abandonment easements by City Council resolution where the easements to be vacated have been superseded by relocation and there no other public facilities located within the easements; and

WHEREAS, the affected property owner has requested the vacation of an unnecessary water easement, water and sewer easement, and a water, sewer and drainage easement in Lots 19, 20 and 21 of Scripps Northridge Business Center Map No. 12911 as depicted on Engineering Drawing No. 20542-B, to unencumber this property and facilitate development of the site; and

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for the water easement, water and sewer easement, or the water, sewer and drainage easement either for the purpose for which they were originally acquired, or for any other public use of a like nature that can be anticipated; and

(b) the public will benefit from the vacation through improved utilization of land made available by the abandonment; and

(c) the vacations are consistent with the General Plan or an approved Community Plan;  
and

(d) the public facility or purpose for which the easements were originally acquired will not be detrimentally affected by these vacations; and

WHEREAS, under Charter section 280(a)(2) this resolution is not subject to veto by the Mayor because this matter requires the City Council to act as a quasi-judicial body and where a public hearing was required by law implicating due process rights of individuals affected by the decision and where the Council was required by law to consider evidence at the hearing and to make legal findings based on the evidence presented; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the water easement, water and sewer easement, and the water, sewer and drainage easements located within Lots 19, 20 and 21 of Scripps Northridge Business Center Map No. 12911, as more particularly described in the legal description marked as Exhibit "A," and shown on Drawing No. 20542-B, marked as Exhibit "B," and on file in the office of the City Clerk as Document Nos. RR- 303186-1, and RR- 303186-2, which are by this reference incorporated herein and made a part hereof, are ordered vacated.

2. That the City Clerk shall cause a certified copy of this resolution, with attached exhibits, attested by her under seal, to be recorded in the office of the County Recorder.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Rachel Lipsky  
Rachel Lipsky  
Deputy City Attorney

RL:pev:mm  
10/31/07  
Or.Dept:DSD  
R-2008-291  
MMS #5298  
EASEMENT AABANDONMENT&STREET VACATIONS - Summary Vacation 11-01-04

**EXHIBIT 'A'**  
**LEGAL DESCRIPTION**  
**WATER, SEWER AND DRAINAGE EASEMENT VACATION**

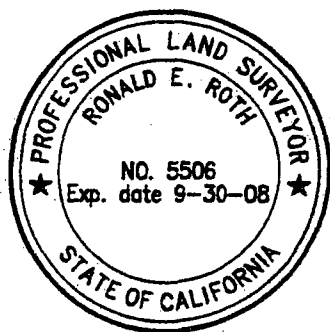
THAT PORTION OF LOTS 19, 20 AND 21 OF SCRIPPS NORTHRIDGE BUSINESS CENTER, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 12911, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON JANUARY 8, 1992, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ALL THAT PORTION OF A 20' WIDE SEWER AND WATER EASEMENT GRANTED TO THE CITY OF SAN DIEGO OVER LOT 21 PER SAID MAP NO. 12911.

EXCEPTING THEREFROM THAT PORTION LYING NORTHEASTERLY OF THE SOUTHWESTERLY LINE OF AN EASEMENT FOR BUILDING RIGHTS RELINQUISHED GRANTED TO THE CITY OF SAN DIEGO PER SAID MAP NO. 12911.

TOGETHER WITH THAT 25' WIDE WATER, SEWER AND DRAINAGE EASEMENT GRANTED TO THE CITY OF SAN DIEGO OVER LOTS 19 AND 20 PER SAID MAP NO. 12911.

TOGETHER WITH THAT 15' WIDE WATER EASEMENT GRANTED TO THE CITY OF SAN DIEGO OVER LOT 19 PER SAID MAP NO. 12911.



*Ronald E. Roth* 05/10/07  
RONALD E. ROTH, PLS 5506 DATE  
EXPIRATION DATE 09/30/08

ATTACHED HERETO IS DRAWING NO. 20542-B LABELED EXHIBIT "B". BY THIS REFERENCE IT IS MADE A PART THEREOF.

DWG. # 20542-B  
P.T.S. # 105436  
J.O. # 426568

# EXHIBIT "B"

## BASIS OF BEARINGS

THE BASIS OF BEARINGS IS THE SOUTH LINE OF SCRIPPS NORTHRIDGE BUSINESS CENTER, MAP NO. 12911

I.E. N88°35'33"W




## ASSESSOR'S PARCEL NO.'S

316-331-09, 10 AND 11

## REFERENCE DRAWINGS

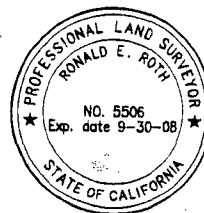
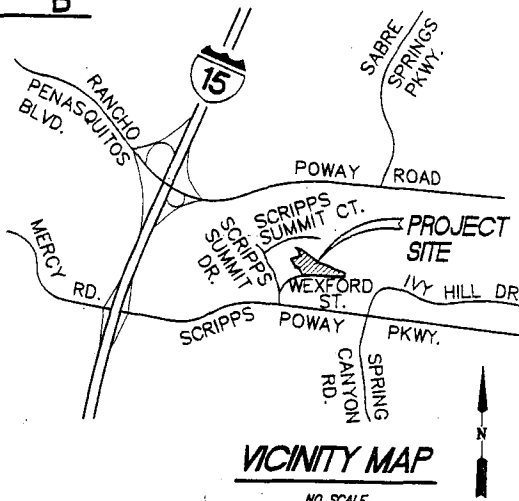
MAP NO. 12911 AND 13261  
PM 18144  
33939-D

## LEGEND

-  INDICATES EXISTING 20' WIDE SEWER AND WATER EASEMENT VACATED HEREON.
-  INDICATES EXISTING 25' WIDE WATER, SEWER AND DRAINAGE EASEMENT VACATED HEREON.
-  INDICATES EXISTING 15' WIDE WATER EASEMENT VACATED HEREON.

## EXISTING EASEMENT NOTE

EXISTING EASEMENT IN FAVOR OF S.D.G.&E. RECORDED MAY 7, 1999 AS DOC. NO. 1999-0313988, O.R. THE EXACT LOCATION OF SAID EASEMENT CANNOT BE DETERMINED FROM RECORD AND IS NOT PLOTTED HEREON.



**PROJECT DESIGN CONSULTANTS**  
Planning | Landscape Architecture | Environmental | Engineering | Survey

701 B Street, Suite 800  
San Diego, CA 92101  
619.296.8471 TX  
619.296.8480 FX

*Ronald E. Roth*  
RONALD E. ROTH P.L.S. 5506 DATE 5/10/07  
MY REGISTRATION EXPIRES 9-30-2008

## WATER, SEWER AND DRAINAGE EASEMENT VACATION IN A PORTION OF LOTS 19, 20 AND 21 SCRIPPS NORTHRIDGE BUSINESS CENTER MAP NO. 12911

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	P.T.S. NO.
ORIGINAL	PDC				SHEET 1 OF 2 SHEETS	105436
		CD	5/10/07		<i>[Signature]</i> FOR CITY ENGINEER	426568
					21 JUN 07 DATE	1922-6299
						NAD '83 COORDINATES
						282-1739
						LAMBERT COORDINATES
						20542-B

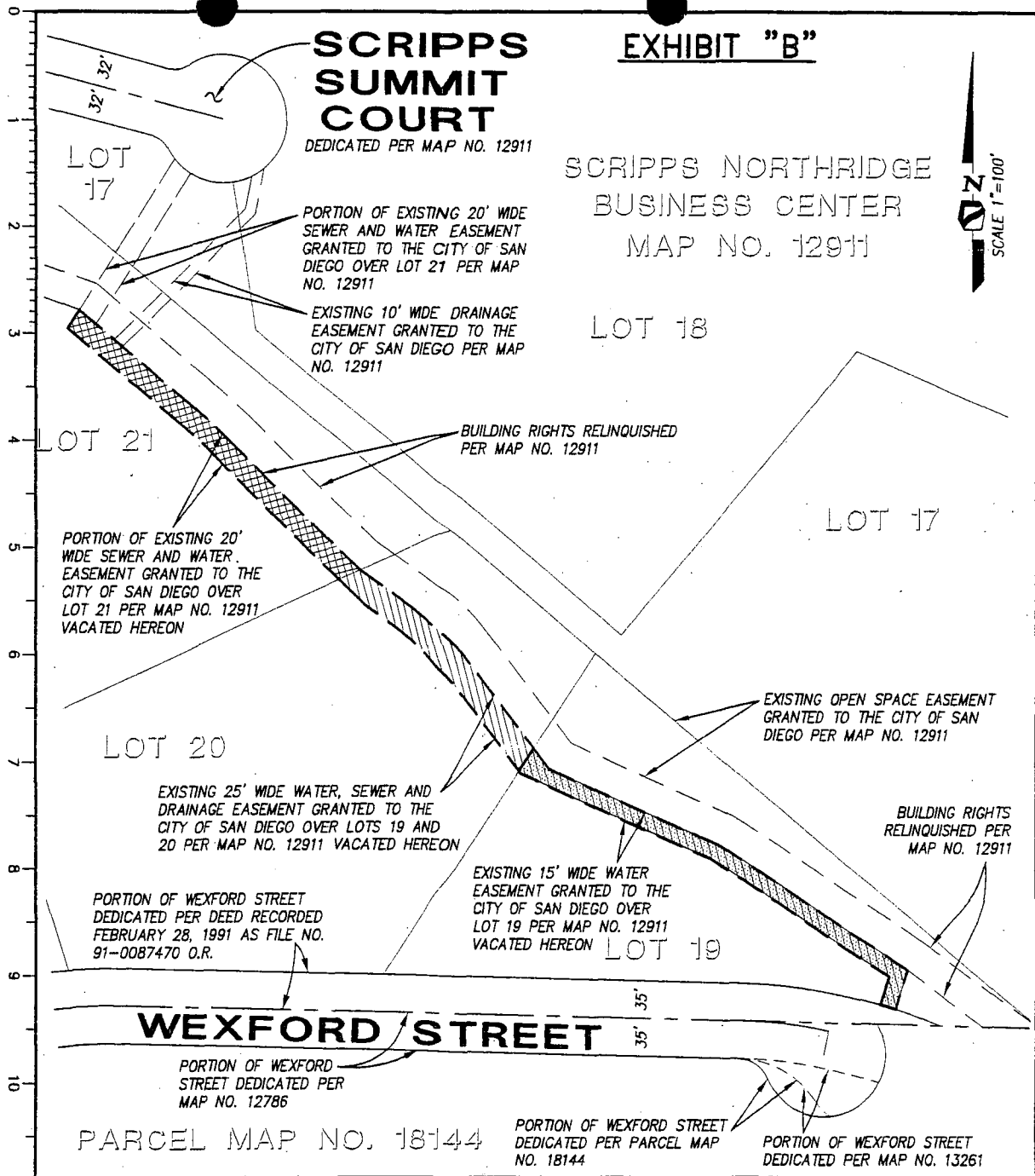
R- 303186

# SCRIPPS SUMMIT COURT

DEDICATED PER MAP NO. 12911

# EXHIBIT "B"

SCRIPPS NORTHRIDGE  
BUSINESS CENTER  
MAP NO. 12911



**PROJECT DESIGN CONSULTANTS**  
Planning | Landscape Architecture | Environmental | Engineering | Survey

701 B Street, Suite 800  
San Diego, CA 92101  
619.259.6671 Tel  
619.259.2948 Fax

## WATER, SEWER AND DRAINAGE EASEMENT VACATION IN A PORTION OF LOTS 19, 20 AND 21 SCRIPPS NORTHRIDGE BUSINESS CENTER MAP NO. 12911

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	P.T.S. NO. 105436
ORIGINAL	PDC	CD	6/25/07		SHEET 2 OF 2 SHEETS	J.O. NO. 426568
					FOR CITY ENGINEER	DATE 21 JUN 07
						1922-6299
						NAD '83 COORDINATES
						282-1739
						LAMBERT COORDINATES
						20542-B

R 303186